#### Chairman DAVID M. BARASCH

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# PENNSYLVANIA GAMING CONTROL BOARD P.O. BOX 69060 HARRISBURG, PENNSYLVANIA 17106-9060

# **MEETING MINUTES**

WEDNESDAY, JULY 10, 2019 – 10:00 a.m. STRAWBERRY SQUARE COMPLEX,  $2^{\rm ND}$  FLOOR, HARRISBURG

Commissioners
Obra S. Kernodle IV
SEAN LOGAN
KATHY M. MANDERINO
T. MARK MUSTIO
MERRITT C. REITZEL
DANTE SANTONI, JR.

Ex-Officio Members
C. Daniel Hassell
Russell C. Redding
Joseph M. Torsella

A meeting of the Pennsylvania Gaming Control Board was held at the Pennsylvania Gaming Control Board Office of Hearings and Appeals, Strawberry Square Complex, 2<sup>nd</sup> Floor, Harrisburg, PA.

#### **MEMBERS OF THE BOARD:**

David M. Barasch, Chairman Obra S. Kernodle, IV Sean Logan Kathy M. Manderino (via teleconference) T. Mark Mustio Merritt C. Reitzel Dante Santoni, Jr.

# **EX-OFFICIO MEMBERS/DESIGNEES IN ATTENDANCE:**

Jennifer Langan, Designee, Pennsylvania Treasury Jorge Augusto, Designee, Department of Agriculture

## PA GAMING CONTROL BOARD EXECUTIVE STAFF WHO APPEARED BEFORE THE BOARD:

Kevin O'Toole, Category 4 Auction Process

Danette Bixler-George, Director, Human Resources – New Hires and Update on Classification and Compensation Structure

Chad Zimmerman, Chief Counsel, Regulation

R. Douglas Sherman, Chief Counsel – Petitions

Steve Cook, Deputy Chief Counsel – Withdrawals/Surrenders and Report and Recommendations

Susan Hensel, Director, Bureau of Licensing

Cyrus Pitre, Chief Enforcement Counsel – Enforcement Actions

# Office of Enforcement Counsel - Also presenting:

James Armstrong, Senior Enforcement Counsel

Beth Manifesto, Senior Enforcement Counsel

Dustin Miller, Deputy Enforcement Counsel

Thomas Monaghan, Assistant Enforcement Counsel

# OTHER ATTENDEES FOR MEETING AND/OR HEARING(S): STADIUM CASINO RE, LLC:

MARK S. STEWART, Esquire, Eckert Seamans ROB NORTON, President, Cordish Gaming Group TRAVIS LAMB, Chief Financial Officer, Cordish Gaming Group RICHARD W. HAYDEN, ESQUIRE, Saul, Ewing, Arnstein & Lehr, LLP

The following hearing was held prior to the regularly scheduled public meeting:

• Stadium Casino RE, LLC – Category 2 License Renewal

A quorum of the Board being present, Chairman Barasch called the meeting to order.

#### **ANNOUNCEMENTS**

The Chairman announced that the Board held an Executive Session on July 9th to discuss personnel matters and to conduct quasi-judicial deliberations relating to matters coming before the Board on July 10<sup>th</sup>.

# **MINUTES/TRANSCRIPT**

On a motion by Commissioner Kernodle, seconded by Commissioner Logan, the Board unanimously approved the minutes and transcripts of the May 15 and May 29, 2019 meetings.

#### **EXECUTIVE DIRECTOR'S REPORT**

# PGCB MOTION NO. 2019-213 EXE

**Motions:** 1st–Board Member Santoni / 2nd–Board Member Reitzel

The Board hereby approved the policy reimplementing the Category 4 Casino Auction Process and

delegated authority to the Executive Director to conduct the Category 4 auctions.

Board Decision: Passed by unanimous vote

# **HUMAN RESOURCES**

# PGCB MOTION NO. 2019-214 HR

**Motions:** 1<sup>st</sup>–Board Member Logan / 2<sup>nd</sup>–Board Member Mustio The Board hereby approved the applicants for hire as follows:

- Jon Renson, Casino Compliance Representative, SugarHouse Casino
- Robert Swank, Bureau of Investigations and Enforcement, Central

Board Decision: Passed by unanimous vote

# PGCB MOTION NO. 2019-215 HR

Motions: 1st\_Board Member Mustio / 2nd\_Board Member Reitzel

The Board hereby approved the updated PGCB Classification and Compensation Structure.

Board Decision: Passed by unanimous vote

## **OFFICE OF CHIEF COUNSEL**

#### PGCB MOTION NO. 2019-216 OCC

**Motions:** 1<sup>st</sup>–Board Member Reitzel / 2<sup>nd</sup>–Board Member Santoni The Board hereby approved **Final-form Regulation #125-206**.

Board Decision: Passed by unanimous vote

#### PGCB MOTION NO. 2019-217 OCC

**Motions:** 1st–Board Member Logan / 2nd–Board Member Mustio

The Board hereby granted, with conditions, Holdings Acquisition Co., LP and Rivers Pittsburgh

**Borrower, LP's** Petition for Approval of a Financial Transaction. The approved financial transaction is to refinance the Rivers Casino. The Board further granted the Petitioner's request for Confidentiality.

(a list of conditions can be found on the Board's Order)

Docket Number: 8550-2019

Board Decision: Passed by unanimous vote

#### PGCB MOTION NO. 2019-218 OCC

Motions: 1st-Board Member Santoni / 2nd-Board Member Kernodle

The Board hereby granted **Salvatore Leggio's** Petition for Removal from the PGCB Involuntary Exclusion

List effective October 8, 2019. Docket Number: 3659-2014

Board Decision: Passed by unanimous vote

# PGCB MOTION NO. 2019-219 OCC

Motions: 1st-Board Member Kernodle / 2nd-Board Member Logan

The Board hereby denied the Office of Enforcement Counsel's Petition requesting the revocation of **Denay Young's** Non-Gaming Employee Registration. The Board ordered that Denay Young's Non-

Gaming Employee Registration remain valid.

Docket Number: 8472-2019

Board Decision: Passed by unanimous vote

# PGCB MOTION NO. 2019-220 OCC

**Motions:** 1st-Board Member Logan / 2nd-Board Member Mustio

The Board approved the following withdrawals/surrenders as follows:

- William Cunningham Withdraw Principal License Application; 8529-2019
- Tic Toc Food Mart, Inc. Withdraw Video Gaming Establishment License Application and Surrender Conditional Video Gaming Establishment License; 8476-2019
- DRT C-Store, Inc. Withdraw Video Gaming Establishment License Application and Surrender Conditional Video Gaming Establishment License; 8475-2019
- Thomas Waters Withdraw Principal License Application; 8518-2019
- AGL Nevada Corporation Withdraw of Principal Entity License Application; 8528-2019

Board Decision: Passed by unanimous vote

## PGCB MOTION NO. 2019-221 OCC

**Motions:** 1st–Board Member Mustio / 2nd–Board Member Reitzel

The Board adopted the Report and Recommendation of the Office of Hearings and Appeals, in result, and that **Tiffany Bradley** be placed on the PGCB Involuntary Exclusion List. Exhibits which contain confidential information shall be redacted or sealed from public view.

Docket Number: 7717-2018

Board Decision: Passed by unanimous vote

## PGCB MOTION NO. 2019-222 OCC

Motions: 1st-Board Member Reitzel / 2nd-Board Member Santoni

The Board adopted the Report and Recommendation of the Office of Hearings and Appeals, in result, and that **Javier Leonor Isidoro** be placed on the PGCB Involuntary Exclusion List. Exhibits which contain confidential information shall be redacted or sealed from public view.

Docket Number: 8304-2019

Board Decision: Passed by unanimous vote

# PGCB MOTION NO. 2019-223 OCC

**Motions:** 1st–Board Member Santoni / 2nd–Board Member Kernodle

The Board adopted the Hearing Officer's Report and Recommendation which adopts **P.W.'s** Petition to Recover Monies while on the PGCB Voluntary Self-Exclusion List. Confiscated funds in the amount of

\$1,513.60 will be returned to P.W. as it was determined that she was no longer a subject of a voluntary Exclusion. Exhibits which contain confidential information shall be redacted or sealed from public view.

Docket Number: 8210-2019

Board Decision: Passed by unanimous vote

# PGCB MOTION NO. 2019-224 OCC

**Motions:** 1st–Board Member Kernodle / 2<sup>nd</sup>–Board Member Logan

The Board adopted the Report and Recommendation of the Office of Hearings and Appeals which recommends that **Matthew Oropeza's** Gaming Level 2 Employee Occupation Permit shall remain suspended until further action by the Board. This matter contains confidential Exhibits which shall be redacted from public view.

Docket Number: 8256-2019

Board Decision: Passed by unanimous vote

# PGCB MOTION NO. 2019-225 OCC

**Motions:** 1st–Board Member Logan / 2nd–Board Member Mustio

The Board adopted the Report and Recommendation of the Office of Hearings and Appeals which recommends that **Roman Wierzbicki's** Gaming Level 2 Employee Occupation Permit Application be withdrawn, with prejudice. Mr. Wierzbicki is not permitted to apply for a license, permit or certification for 5 years from the date of the Order. This matter contains confidential Exhibits which shall be redacted or sealed from public view.

Docket Number: 8201-2019

Board Decision: Passed by unanimous vote

#### **BUREAU OF LICENSING**

The Board tabled the matter of Stadium Casino RE, LLC's Category 2 License Renewal.

# PGCB MOTION NO. 2019-226 BOL

**Motions:** 1st–Board Member Reitzel / 2nd–Board Member Santoni

The Board granted **FanDuel PA, LLC's** Fantasy Contest Operator License. FanDuel PA LLC shall pay a \$50,000 License Fee within 10 days of being notified by the Board. The following principals submitted applications and required fees for license in conjunction with FanDuel PA, LLC's application as follows:

• FanDuel, Inc. - Docket #108541-1

FanDuel Deposits, LLC - Docket #109953-1

• Christian Genetski- Docket #108546-1

Andrew Giancamilli - Docket # 10854 7-1

• Matthew King- Docket #108542-1

• Michael Raffensperger- Docket #108550-1

Docket Number: 108463-1

Board Decision: Passed by unanimous vote

## PGCB MOTION NO. 2019-227 BOL

**Motions:** 1st–Board Member Santoni / 2<sup>nd</sup>–Board Member Kernodle

The Board granted a Video Gaming Terminal Establishment License to **C H R Corp.**, **d/b/a Rutter's Store #15.** CHR Corp shall pay any outstanding fees as determined by the Board within 10 days. The following Principals and/or Key employees submitted applications and all applicable fees for licensure in conjunction with this application:

- Rutter's Holdings, Inc. Docket #112047-1
- Terrence S. Hartman- Docket #111777-1
- Todd M. Rutter Docket # 111778-1
- Tim L. Rutter Docket # 11177 4-1

- Scott E. Hartman-Docket #111772-1
- Christopher J. Reed Docket# 111779-1
- Brian D. Roadarmel-Docket #111780-1
- Jere D. Matthews -Docket #111781-1
- Robert W. Perkins -Docket #111783-1

Docket Number: 111786-1

Board Decision: Passed by unanimous vote

# PGCB MOTION NO. 2019-228 BOL

**Motions:** 1st–Board Member Kernodle / 2nd–Board Member Logan

The Board granted a Video Gaming Terminal Establishment License to **C H R Corp., d/b/a Rutter's Store #79.** CHR Corp shall pay any outstanding fees as determined by the Board within 10 days. *Principals and/or Key employees listed under Motion* 2019-227 *are the same for current motion* (228).

Docket Number: 111808-1

Board Decision: Passed by unanimous vote

# PGCB MOTION NO. 2019-229 BOL

**Motions:** 1st–Board Member Logan / 2nd–Board Member Mustio

The Board granted a Conditional Sports Wagering Operator License to **Unibet Interactive, Inc.** Unibet Interactive, Inc. shall pay any outstanding fees within ten days of being notified by the Board. The following Principals and/or Key employees submitted applications and all applicable fees for licensure in conjunction with this application:

- Kindred Group, PLC Docket # 117025-1
- Swedbank Robur Fondur AB-Docket #112452-2
- Capital Research and Management- Docket #20372-5
- Anna Helene Barnekow Docket # 117028-1
- Rhodri Darch- Docket #117039-1
- Gennel Deveblad Docket # 117036-1
- Fredrik Kjell-Docket #117037-1
- Johan Smedman Docket # 117040-1
- Cristian Stan- Docket # 11703 8-1
- Anders Strom Docket # 111809-1
  Henrik Tjarnstrom Docket #117041-1
- Albin Turquet De Beauregard-Docket #117034-1

Docket Number: 117021-2

Board Decision: Passed by unanimous vote

## PGCB MOTION NO. 2019-230 BOL

Motions: 1st\_Board Member Mustio / 2nd\_Board Member Reitzel

The Board granted a Conditional Interactive Gaming Operator License to **Unibet Interactive, Inc.** Unibet Interactive, Inc. shall pay a \$1,000,000 license fee and any outstanding fees within ten days of being notified by the Board. *Principals and/or Key employees listed under Motion* 2019-229 *are the same for current motion* (230).

Docket Number: 117021-1

Board Decision: Passed by unanimous vote

## PGCB MOTION NO. 2019-231 BOL

**Motions:** 1st-Board Member Reitzel / 2nd-Board Member Santoni

The Board granted a Conditional Table Games Manufacturer License to **Angel Playing Cards Mfg. Kyoto Co., Ltd.** Angel Playing Cards Mfg. Kyoto Co., Ltd. shall pay a reduced license fee of \$15,000, prior to conditional license issuance, for an initial five-year Table Games Manufacturer License. The following Principals and/or Key employees submitted applications and all applicable fees for licensure in conjunction with this application:

- Angel Holdings GODO KAISHA-Docket #114501-1
- Takeshi Morifuji-Docket #113171-1
- Yasushi Shigeta Docket #72990-3

Naoya Takine -Docket #113172-1
Naoki Terasawa - Docket #113170-1
Docket Number: 113164

Board Decision: Passed by unanimous vote

## PGCB MOTION NO. 2019-232 BOL

Motions: 1st-Board Member Santoni / 2nd-Board Member Kernodle

The Board granted a Conditional Table Games Manufacturer Designee License to **Angel Playing Cards USA, Inc.** Angel Playing Cards shall pay any outstanding fees and a \$15,000 Table Games Manufacturer Designee License Fee within 10 days of notification by the Board. The following Principals and/or Key employees submitted applications and all applicable fees for licensure in conjunction with this application:

- Angel Holdings GODO KAISHA-Docket #114501-1
- Yasushi Shigeta Docket #72990-3
- Naoki Terasawa Docket# 113170-2
- Lee Martin- Docket #113339-1

Docket Number: 72812

Board Decision: Passed by unanimous vote

# PGCB MOTION NO. 2019-233 BOL

**Motions:** 1st-Board Member Logan / 2nd-Board Member Mustio

The Board granted a Conditional Video Gaming Terminal Establishment Licenses to **Last Minit Mart, Inc.** d/b/a Last Minit Mart. Last Minit Mart, Inc. shall pay a \$1,250 establishment license fee and any outstanding fees within 10 days of being notified by the Board. The following Principals and/or Key employees submitted applications and all applicable fees for licensure in conjunction with this application:

- Kenneth Jones -Docket #115430-1
- William Preston- Docket #11543201
- Andrew Sheehan-Docket #115433-1
- Michael Tappe Docket #115434-1

Docket Number: 115429-1

Board Decision: Passed by unanimous vote

# **MOTION NO. 2019-234 BOL**

Motions: 1st-Board Member Mustio / 2nd-Board Member Reitzel

The Board approved 2 **Principal Affiliates**, 1 **Principal** and 1 **Key** Employee Licenses:

#### PID,LLC

**Principal Affiliates** 

Conditional Licensure

- Churchill Downs Interactive Gaming, LLC (CDIG) Docket #114623-1
- Churchill Downs Interactive Canada, Ltd (CDIC) -Docket #114634-1

#### Valley Forge Convention Center Partners, LLC

Principal Employee

Initial

• Michelle Stickney Rasmusson, Corporate Director of Regulatory Compliance of Boyd Gaming Corporation - Docket # 110809-1

#### KGM Gaming, LLC

Key Employee

Initial

• Kathleen Ann Heiler, Senior Account Representative - Docket #112286-1

Board Decision: Passed by unanimous vote

## PGCB MOTION NO. 2019-235 BOL

Motions: 1st-Board Member Reitzel / 2nd-Board Member Santoni

The Board approved the issuance of 13 Temporary Principal and 18 Temporary Key Employee

Credentials. (Note: information pertaining to the names of these individuals can be found in the Order.)

Board Decision: Passed by unanimous vote

# PGCB MOTION NO. 2019-236 BOL

Motions: 1st-Board Member Santoni / 2nd-Board Member Kernodle

The Board approved the issuance of 675 **Gaming Employee Occupation Permits** (325 initial, 190 renewals, 46 G2 full permits, and 114 temporary G2 permits) and 253 **Non-Gaming Employee** 

**Registrations.** (Note: information pertaining to the names of these individuals can be found in the Order.)

Board Decision: Passed by unanimous vote

# PGCB MOTION NO. 2019-237 BOL

**Motions:** 1st\_Board Member Kernodle / 2<sup>nd</sup>\_Board Member Logan

The Board approved the Application denials for 5 Gaming Employee Occupation Permits and 1 Non-

Gaming Employee Registration as follows:

# **Gaming Employees**

Xavier Molina - #112698-1 Lloyd Woltz - #112891-1 Steven Edmond - #111375-1 Raymond Maxwell - #104979-1 Joseph McCartney - #104979-1

#### **Non-Gaming Employee**

Paul Gibson - #52650-3

Board Decision: Passed by unanimous vote

# PGCB MOTION NO. 2019-238 BOL

**Motions:** 1st–Board Member Logan / 2nd–Board Member Mustio

The Board approved the **Withdrawal** of (3) Key and (11) Gaming Employee Applications. (Note: information pertaining to the names of these individuals can be found in the Order.)

Board Decision: Passed by unanimous vote

# PGCB MOTION NO. 2019-239 BOL

Motions: 1st-Board Member Mustio / 2nd-Board Member Reitzel

The Board approved the applications for **Gaming Service Provider Registration** as follows:

- Bettors Insider Inc.
- Phillis Enterprises, DBA: BR.P. Entertainment
- LowV Systems, Inc.
- Lineups.com, Inc.
- Fantasy Advantage LTD., DBA: Sidelines
- Ellis Coffee Company
- Worldpay Gaming Solutions, LLC
- RDS Vending LLC
- Proof Productions, Inc.

Board Decision: Passed by unanimous vote

## **OFFICE OF ENFORCEMENT COUNSEL**

# PGCB MOTION NO. 2019-240 OEC

**Motions:** 1st-Board Member Reitzel / 2nd-Board Member Santoni

The Board hereby approved the suspension of **Carly Ecimovic's** Non-Gaming Employee Registration.

Docket Number: 8429-2019

Board Decision: Passed by unanimous vote

# PGCB MOTION NO. 2019-241 OEC

Motions: 1st-Board Member Santoni / 2nd-Board Member Kernodle

The Board hereby approved the suspension of Lawrence Rosenberg's Non-Gaming Employee

Registration.

Docket Number: 8369-2019

Board Decision: Passed by unanimous vote

# PGCB MOTION NO. 2019-242 OEC

**Motions:** 1st\_Board Member Kernodle / 2nd\_Board Member Logan

The Board hereby approved the suspension of Pempa Tamang's Gaming Employee Occupation Permit

for a period of 30 days.

Docket Number: 8344-2019

Board Decision: Passed by unanimous vote

# PGCB MOTION NO. 2019-243 OEC

**Motions:** 1st-Board Member Logan / 2nd-Board Member Mustio

The Board hereby approved the revocation of Hannah Ream's Non-Gaming Employee Registration.

Docket Number: 8237-2019

Board Decision: Passed by unanimous vote

# PGCB MOTION NO. 2019-244 OEC

Motions: 1st\_Board Member Mustio / 2nd\_Board Member Reitzel

The Board hereby approved the revocation of **Arthur Sider**, **Jr.'s** Gaming Employee Occupation Permit.

Docket Number: 8200-2019

Board Decision: Passed by unanimous vote

## PGCB MOTION NO. 2019-245 OEC

**Motions:** 1st-Board Member Reitzel / 2nd-Board Member Santoni

The Board hereby approved the revocation of **Steven Paul's** Gaming Level 2 Employee Occupation

Permit.

Docket Number: 8388-2019

Board Decision: Passed by unanimous vote

## The Board approved the following placements on the PGCB Involuntary Exclusion List:

		DOCKET			BOARD	CAN PETITION TO BE
<b>MOTION #</b> 2019-246 OEC	<b>RESPONDENT</b> Lescarr Blizzard	<b>#-2018-19</b> 8385-2019	<b>FIRST</b> Santoni	<b>SECOND</b> Kernodle	<b>DECISION</b> Unanimous	REMOVED ON /notes
2019-247 OEC	Jim Nanthavong	8164-2018	Kernodle	Logan	Unanimous	
2019-248 OEC	Juan Garcia-Vazquez	8452-2019	Logan	Mustio	Unanimous	
2019-249 OEC	Nicole Inks	8199-2019	Mustio	Reitzel	Unanimous	
2019-250 OEC	Khalil Arter Stanback	8242-2019	Reitzel	Santoni	Unanimous	

#### **ADJOURNMENT**

On a motion by Board Member Santoni, seconded by Board Member Kernodle, the meeting was adjourned.